

All communications respecting this case should identify it by number and names of parties.



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PAT. & T.M. OFFICE
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AND INTERFERENCES

Patentees: Schirmer et al.
Serial No.: 06/941,323
Filed: 12/15/86
For: ACRYLIC ACID DERIVATIVES
AND FUNGICIDES WHICH CONTAIN
THESE COMPOUNDS
Accorded Benefit: none

Patent No. 4,782,177, issued
11/01/88

The case referred to above has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with other cases hereafter specified. Attention is directed to the fact that this interference is declared pursuant to 37 CFR 1.601 et seq., effective February 11, 1985 (49 F.R. 48416, 1050 O.G. 385). The interference is designated as No. 102847.

By direction of the Commissioner of Patents and Trademarks and as required by 35 USC 135(c), notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference."

The cases involved in this interference are:

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Serial No.: 06/941,323 filed 12/15/86, now Patent No. 4,782,177 issued 11/01/88

For: ACRYLIC ACID DERIVATIVES AND FUNGICIDES WHICH CONTAIN THESE COMPOUNDS

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Accorded Benefit of: none

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Serial No.: 06/786,803 filed 10/11/85

For: FUNGICIDES

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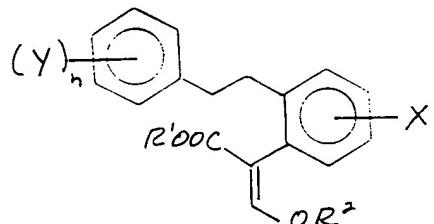
Associate Attorney: none

Accorded Benefit of: United Kingdom application Nos. 84/26473, filed 10/19/84, 84/32265, filed 12/20/84 and 85/13115, filed 05/23/85

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COUNT 1

An acrylic acid derivative of the formula



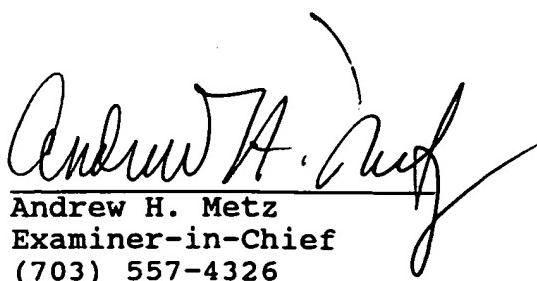
wherein R¹ and R² independently of one another are each C₁-C₈-alkyl, X is hydrogen, halogen, C₁-C₄-alkoxy, trifluoromethyl, cyano, or nitro, Y is hydrogen, alkyl, aryl, aryloxy, halogen, an unsubstituted or substituted C₄H₄ chain which is fused to the benzene radical, alkoxy, haloalkoxy, nitro, cyano, or a group of the formula



wherein R' and R'' are hydrogen or alkyl, R''' is hydrogen or alkyl, and R'''' is hydrogen or alkyl, and n is from 1 to 4.

The claims of the parties which correspond to this count are:

Schirmer et al.: Claims 1-9
Bushell et al.: Claims 39-47


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